

Before the
Federal Communications Commission
Washington, D.C. 20554

In the matter of

Amendment of Section 73.202(b)

FM Table of Allotments.

FM Broadcast Stations.

Johannesburg and Edwards, California

MM Docket No. 99-239

RM-9658

MEMORANDUM OPINION AND ORDER

Adopted: December 13, 2002

Released: December 16, 2002

By the Assistant Chief, Audio Division:

I. The Audio Division has before it a petition for reconsideration filed on behalf of Amaturro Group of Los Angeles, Ltd. ("Petitioner"). directed to the **Reporr arid Order** issued in this proceeding.¹ This petition for reconsideration was opposed by Adelman Communications, Inc, and petitioner filed a response.

2. Petitioner subsequently filed a request to withdraw the petition for reconsideration, contingent on the finality of the **Reporr and Order** in MM Docket No. 99-329.² Pursuant to Section 1.420(j) of the rules, Petitioner filed an affidavit attesting to the fact that it neither received nor was promised any consideration for its withdrawal. Adelman also filed a statement attesting that it did not promise or pay petitioner any consideration for its withdrawal.

3. We are dismissing the petition for reconsideration at Petitioner's request. The action in MM Docket No. 99-329 has become final and therefore the contingency expressed by the Petitioner has occurred.

4. Accordingly, **IT IS ORDERED** That the petition for reconsideration filed by Amaturro Group of L.A., Ltd., IS DISMISSED.

5. **IT IS FURTHER ORDERED**, That the Commission's Consumer and Governmental Affairs Bureau, Reference Information Center, **SHALL SEND** a copy of this **Memorandum Opinion and Order** by Certified Mail, Return Receipt Requested, to:

Bradford D. Carey
Hardy, Carey & Chautin, LLP
110 Veterans Blvd, Suite 300
Metairie, Louisiana 70005
(Counsel to petitioner)

David M. Hunsaker
Putbrese, Hunsaker & Trent
100 Carpenter Dr., Suite 100
P.O. Box 217
Sterling, Virginia 20167
(Counsel to Adelman Communications, Inc.)

6. **IT IS FURTHER ORDERED** That this proceeding IS TERMINATED

¹ See *Johannesburg and Edwards, California*, 14 FCC Rcd 9557 (Allocations Branch 2000).

² See *Avalon, Founuain Valley, Adelanto, Ridgecrest and Riverside, California*, 14 FCC Rcd 19397 (2001)

7. For further information concerning the above, please contact Victoria M. McCauley at (202) 418-2180.

FEDERAL COMMUNICATIONS COMMISSION

John **A.** Karousos
Assistant Chief, Audio Division
Media Bureau